

**IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

## ORDER

On January 6, 2009, the Magistrate Judge issued a Report and Recommendation (Docket No. 4), to which no timely objections have been filed. The Report and Recommendation is therefore **ACCEPTED** and made the findings of fact and conclusions of law of this court. For the reasons expressed therein, it is hereby **ORDERED** that this case is **DISMISSED WITHOUT PREJUDICE**.

It is so ORDERED.

Enter this 23<sup>rd</sup> day of February 2009.

  
Aleta A. Trauger  
U.S. District Judge